



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/759,985 Confirmation. No: 8318  
Applicant : Schinazi et al.  
Filed: : January 16, 2004  
TC/AU : 1623  
Examiner : Crane, Lawrence E.  
Title : *[5-Carboxamido or 5-Fluoro]-[2',3'-Unsaturated or 3'-Modified]-Pyrimidine Nucleosides*  
Docket No. : 18085.105326 EMU 133 CON 5  
Customer No. : 20786

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

October 10, 2007

**TERMINAL DISCLAIMER**

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Sir:

The owners of the entire interest in the above-identified present application hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the present application, which would extend beyond the expiration date of the full statutory term of prior U.S. Patent Nos. 6,232,300, 6,391,859 and 6,680,303 as the terms of said prior patents is defined in 35 U.S.C. 154 and 173, and as the terms of said prior patents is presently shortened by any terminal disclaimer.

The owners hereby agree that any patent so granted on the present application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the present application and is binding upon the grantee, its successors or assigns. Assignment documents establishing the owner's rights in U.S. Patent Nos. 6,232,300, 6,391,859 and 6,680,303, are recorded with the U.S. Patent Office in the parent patent U.S. Patent No. 5,703,058 at Reel/Frame 007422/0987.

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In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the present application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patents, as the term of said prior patents are presently shortened by any terminal disclaimer, in the event that said prior patents later expire for failure to pay a maintenance fee, are held unenforceable, are found invalid by a court of competent jurisdiction, are statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, have all claims cancelled by a reexamination certificate, are reissued, or are in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

A Credit Card Authorization form is enclosed for payment of the required fees. The Commissioner is authorized to charge any deficiency, or credit any overpayment, to Deposit Account 11-0980.

The undersigned is authorized to sign on behalf of the owner.

Respectfully submitted,



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Date: October 10, 2007

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